

UNITED STATES DISTRICT COURT  
DISTRICT OF NEW JERSEY

JOHN JHANG AND EUI JA JHANG

) Index No.: 07-CV-3843 (FSH) (PS)

)

)

)

THIRD PARTY

) **AFFIDAVIT OF SERVICE**

v.

)

ALBERT H. BIRCHWALE, ESQ, ET ALS

)

)

)

THIRD PARTY

)

STATE OF NJ: COUNTY OF MIDDLESEX ss:

I, ROBERT F. TAYLOR, being duly sworn deposes and says deponent is not a party to this action and is over the age of eighteen years and resides in the state of NJ. That on DECEMBER 19, 2007 at 8:43 AM at 865 BROAD AVE, RIDGEFIELD, NJ 07657, deponent served the within THIRD PARTY SUMMONS, ANSWER, COUNTERCLAIM, CROSSCLAIMS AND THIRD PARTY COMPLAINT ON BEHALF OF JOHN JHANG AND EUI JA JHANG on BASILE, BIRCHWALE & PELLINO, LLP therein named (the intended recipient).

SUITABLE AGE PERSON: By delivering a true copy of each to CAROL SHAW, the SECRETARY of BASILE, BIRCHWALE & PELLINO, LLP, a person of suitable age and discretion.

DESCRIPTION: Deponent further states that the description of the person actually served is as follows:

Gender: Female Race/Skin: WHITE Hair: Brown Glasses: Yes Approx. Age: 40 Height: 5' 7" Weight: 155

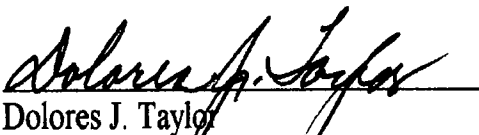
MILITARY SERVICE: Person spoken to was asked whether the recipient was in the military service of the United States or any State of the United States of America and received a negative reply. Upon information and belief based upon the conversation and observation as aforesaid deponent avers that the recipient is not in the military service of the United States or any State of the United States of America as that term is defined in the statutes of any State in the United States and the Federal Soldiers and Sailors Civil Relief Act.

I declare under penalties of perjury that the information contained herein is correct to the best of my knowledge.



ROBERT F. TAYLOR  
COURT SUPPORT, INC  
181 HILLSIDE AVE  
WILLISTON, NY 11596  
(516) 742-7455

Subscribed and sworn to before me, a notary public, on this 19th day of December, 2007.



Dolores J. Taylor

My commission expires 4/28/09

AO 441 (Rev. 8/01) Third Party Summons in a Civil Action

UNITED STATES DISTRICT COURT

District of NEW JERSEY

PLAINTIFF

UNITED STATES OF AMERICA

V. DEFENDANT AND THIRD PARTY PLAINTIFF

JOHN JHANG and EUI JA JHANG

THIRD PARTY SUMMONS IN A  
CIVIL ACTION

Case Number: 07-CV-3843 (FSH) (PS)

V. THIRD PARTY DEFENDANT

ALBERT H. BIRCHWALE, ESQ., BASILE,  
BIRCHWALE & PELLINO, LLP, DANTON  
PROPERTIES, L.L.C.

To: Name and address of Third Party Defendant

Basile, Birchwale & Pellino, LLP  
865 Broad Avenue  
Ridgefield, New Jersey 07657

**YOU ARE HEREBY SUMMONED** and required to serve on

PLAINTIFF'S ATTORNEY (name and address)

Jan M. Geht, Esq.  
U.S. Department of Justice, Tax Division  
P.O. Box 227  
Ben Franklin Station  
Washington, D.C. 20044  
Telephone: (202) 307-6449  
Email: Jan.M.Geht@usdoj.gov

DEFENDANT AND THIRD-PARTY PLAINTIFF'S ATTORNEY  
(name and address)

Jaimee Katz Sussner, Esq.  
Herrick, Feinstein LLP  
One Gateway Center, 22nd Floor  
Newark, New Jersey 07102  
Telephone: (973) 274-2000  
Email: jsussner@herrick.com

an answer to the third-party complaint which is served on you with this summons, within 20 days after the service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default may be taken against you for the relief demanded in the third-party complaint. There is also served on you with this summons a copy of the complaint of the plaintiff. You have the option of answering or not answering the plaintiff's complaint, *unless* (1) this is a case within Rule 9(h) Federal Rules of Civil Procedure, *and* (2) the third-party plaintiff is demanding judgment against you in favor of the original plaintiff under the circumstances described in Rule 14(c) Federal Rules of Civil Procedure, in which situation you are required to make your defenses, if any, to the claim of plaintiff as well as to the claim of the third-party plaintiff. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

**WILLIAM T. WALSH**

CLERK

(By) DEPUTY CLERK

DATE

12/17/07

AO 441 (Rev. 8/01) Third Party Summons in a Civil Action

<b>RETURN OF SERVICE</b>		
Service of the Summons and complaint was made by me <sup>(1)</sup>	DATE	
NAME OF SERVER	TITLE	
<i>Check one box below to indicate appropriate method of service</i>		
<div style="margin-bottom: 10px;"><input type="checkbox"/> Served personally upon the third-party defendant. Place where served:</div> <div style="margin-bottom: 10px;"><input type="checkbox"/> Left copies thereof at the third-party defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were left:</div> <div style="margin-bottom: 10px;"><input type="checkbox"/> Returned unexecuted:</div> <div style="margin-bottom: 10px;"><input type="checkbox"/> Other (specify):</div>		
<b>STATEMENT OF SERVICE FEES</b>		
TRAVEL	SERVICES	TOTAL \$0.00
<b>DECLARATION OF SERVER</b>		
<p style="text-align: center;">I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.</p> <div style="margin-top: 20px;"><div style="display: flex; justify-content: space-between;"><div style="width: 30%;">Executed on _____</div><div style="width: 30%; text-align: center;">Date</div><div style="width: 30%; text-align: center;">Signature of Server</div></div><div style="margin-top: 20px; text-align: center;">_____ Address of Server</div></div>		

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.